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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/825,395	04/03/2001	Paul G. Alchas	P-4498C1	2608
26253 7.	590 04/07/2006		EXAMINER	
	IGHET, VP AND CHIE	MENDEZ, MANUEL A		
BECTON, DICKINSON AND COMPANY 1 BECTON DRIVE, MC 110 FRANKLIN LAKES, NJ 07417-1880			ART UNIT	PAPER NUMBER
			3763	

DATE MAILED: 04/07/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION		ATTORNEY DOCKET NO.
09/325 3	595			
			EXAMINER	
			<u></u>	
			ART UNIT	PAPER
				04032006

DATE MAILED:

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**Commissioner for Patents** 

Please review the attached document.

.Manuel Mendez Primary Examiner Art Unit: 3763 Application/Control Number: 09/825,395

Art Unit: 3763

## Response to Amendment

The reply filed on July 7, 2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The examiner respectfully requests the submittal of a terminal disclaimer as required by the Double Patenting rejection presented on December 15, 2004. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE** (1) **MONTH or THIRTY** (30) **DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Manuel Mendez whose telephone number is 703-272-4977. The examiner can normally be reached on 0730-1800 hrs.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Mr. Nicholas D. Lucchesi can be reached on 571-272-4977. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 3763

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic

Business Center (EBC) at 866-217-9197 (toll-free).

Manuel Mendez ✓ Primary Examiner Art Unit 3763

MM